

567—218.13(455D) Abatement contracts.

218.13(1) With the exception of a permitted waste tire processor who receives abatement funds for mitigating a nuisance at the permittee's site, as described in rule 218.11(455D), all contracts for abatement projects shall be awarded to eligible firms through a competitive bidding process. Firms placed on a qualified bidders list will receive a request for proposals for abatement projects at sites determined by the department. In selecting contractors the department shall use criteria that include, but are not limited to, the following:

- a.* Professional, financial and technical qualifications;
- b.* Stockpile abatement experience;
- c.* End markets for the waste tires removed and processed under the abatement action;
- d.* Capability to perform defined scope of work within specified time frame; and
- e.* Cost of service.

218.13(2) In order for consideration of any stockpile abatement contract awards, a prospective contractor must be in compliance with all applicable provisions of local, state, and federal regulations, including the department's waste tire storage, collection, and processing requirements as set forth in 567—Chapter 117. There also must not be any current or pending enforcement actions against the prospective contractor. If such actions exist, the firm is ineligible to receive contract awards under this program.

218.13(3) Under this rule, any contractor found to be providing unsatisfactory service during a contract period, as determined by the department, may be ineligible for award of a subsequent contract.